PATEN

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Dale C. McLellan, et al.

Serial No.: 09/739,613 Filed: December 19, 2000 Group No.: Examiner:

11-07-02

For: Liner Bolt Removal Tool

Box DAC **Assistant Commissioner for Patents** Washington, D.C. 20231

EU 492048657 US

ATTENTION: Petition Information

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. section 1.137(b)

- This application became abandoned on April 3, 2002. The Notice of Abandonment was 1. mailed on August 26, 2002.
- This application became abandoned because the failure to prosecute was an unintentional 2. delay. The entire delay in filing the required reply from the due date until the filing of this petition was unintentional (37 C.F.R. section 1.137(b)(3)). petition was unintentional (37 C.F.R. section 1.137(b)(3)).

NOV 0 8 2002

Response or action required is attached. 3.

OFFICE OF PETITIONS

Certificate of Express Mailing - 37 C.F.R. § 1.10

Express Mail Label No.: EU492048657US Date of Deposit: 11 / 6 / 02

I hereby certify that the papers and/or fees identified in this letter are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to Box DAC Assistant Commissioner for Patents, Washington, D.C. 20231.

11/08/2002 AWONDAF1 00000103 09739613

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(Petition for Revival of Unintentionally Abandoned Application--page 1 of 2)

- 4. Fee (37 C.F.R. section 1.17(m))

 Application status is small business entity fee \$640.00. A statement was already filed..
- Payment of feeEnclosed please find Credit Card Payment Form in the amount of \$640.00.

Date: 11/6/02

Signature of person making statement that abandonment was due to unintentional delay

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APPLICATION NUMBER FILING DATE FIRST NAMED APPLICANT ATTY. DOCKET NO./TITLE 09/739,613 12/19/2000 Dale C. McLellan RAR265.01

Richard A. Ryan RYAN & ENGNATH Suite 104 8469 N. Millbrook Fresno, CA 93720 CONFIRMATION NO. 1999
ABANDONMENT/TERMINATION

LETTER
OC0000000008682718

Date Mailed: 08/26/2002

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 04/30/2001.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE** DELAY must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(I); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL** DELAY must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308/1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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